IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

CIVIL APPLICATION NO.283 OF 2005

IN

LETTERS PATENT APPEAL ST. NO.24453 OF 2005

The Municipal Corporation for
Greater Bombay : Appellants.

versus

Shri Dayabhai Shambu Gala
and others. : Respondents.

Mr.Bhor i/by Mr.S.H.Ujjainwala & Ors. for the appellants.

Mr.A.L.Patki for the respondents.

CORAM : D.G.DESHPANDE

SMT.R.S.DALVI, JJ.

DATED : NOVEMBER 13, 2006.

P.C.

1. This is an application for condonation of

delay of 75 days in filing the appeal. Advocate for the respondents contended that the delay should not be condoned without saddling costs upon the appellants. Looking to the Issue involved, explanation given and the objection of the respondents, the application is allowed. The delay is condoned subject to payment of costs of Rs.500/-. Costs to be paid by the appellants to the respondents within two weeks from today. Payment of costs is a condition precedent. Civil Application is disposed of. Put up the Appeal for Admission after two weeks.

[D.G.DESHPANDE,J]

[SMT.R.S.DALVI, J]